

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 7, 2002**

**DIVISION ONE**

B152173      Cabot, Cabot & Forbes                      (Not for Publication)  
                 Development Company, Inc.  
                 v.  
                 D.W. Burhoe Construction, Inc.

We affirm the judgment. Burhoe is entitled to its costs on appeal.

Ortega, J.

We concur:    Spencer, P.J.  
                 Vogel (Miriam A.), J.

**DIVISION TWO**

B146637      Tulsa Steel Mf. Co., Inc.                      (Not for Publication)  
                 v.  
                 South Coast Structural, Inc.  
                 McCormick Construction Co., et al.

The appeal is dismissed. Respondents shall receive costs on appeal.

Nott, J.

We concur:    Boren, P.J.  
                 Ashmann-Gerst, J.

## DIVISION TWO (Continued)

B145073 People (Not for Publication)  
v.  
Kim

The judgment is affirmed.

Nott, Acting P.J.

We concur:   Doi Todd, J.  
                   Ashmann-Gerst, J.

### DIVISION THREE

B146435 Three R. Associates et al. (Not for Publication)  
v.  
Rex H. Lewis et al.

The November 7, 2000, order is reversed insofar as it denied the motion of defendants Lewis, Cerrone, Parrish and Kapustay, to compel arbitration of plaintiffs' claims against them, with directions to enter an order granting the motion. Appellants shall recover their costs on appeal.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

## DIVISION FOUR

B150571      People                                  (Not for Publication)  
v.  
**Janis Davis**

For the foregoing reasons, the judgment is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

## DIVISION FOUR (Continued)

B154506      People                                  (Not for Publication)  
v.  
Terry Gerome Davis

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

B147726 People (Not for Publication)  
v.  
Rafael Rodriguez et al.

The judgments are affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Hastings, J.

B133572      Rivas et al.      (Certified for Publication)  
v.  
Safety-Kleen Corporation et al.

Montiel  
v.  
Safety-Kleen Corporation et al.

The judgments are affirmed. Respondent(s) to recover costs.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

DIVISION FIVE

Court convened at 8:30 A.M.

Present: Grignon, Acting P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

B150592      Laura Zahn  
                 v.  
                 Charles Loggins

Merits:

Argued by Laura D. Zahn for appellant and by Carol A. Z. Boyd, deputy attorney general, for respondent. Cause submitted.

Court recessed at 8:45 A.M.

Court reconvened at 9:00 A.M.

Present: Turner, P.J., Grignon, J., Armstrong, J. and J. Belcher, Deputy Clerk.

Each of the following:

B150572 People v. Harper  
B150567 People v. Pollard  
B150790 People v. Lott  
B151517 People v. Devin A.  
B150602 Smith v. Wal-Mart  
B147859 Leight Sales v. Miller  
B156233 Leslie M. v. S.C.L.A.

Argument waived, cause submitted.

B149744      County of Los Angeles  
                 v.  
                 Joann Smith

Merits:

Argued by Richard M. Pearl for appellant and by Paul I. Yoshinaga, deputy county counsel, for respondent. Cause submitted.

DIVISION FIVE (Continued)

B143130     Vadim Gevel et al.  
              v.  
              Boris Chacham et al.

Merits:

Argued by Michael Chapnik for appellants and by Daniel L. Krishel, Rex L. Brady, and Jason Carter for respondents. Cause submitted.

B150921     People  
              v.  
              Dominique Oden

Merits:

Argued by Kathy M. Chavez for appellant and by Gary A. Lieberman, deputy attorney general, for respondent. Cause submitted.

B152218     G & G Fire Sprinklers, Inc.  
              v.  
              Perini Building Company

Merits:

Argued by Robert G. Klein for appellant and by Timothy Lee Pierce for respondent. Cause submitted.

Court recessed at 10:50 A.M.

Court reconvened at 11:00 A.M.

Present: Turner, P.J., Armstrong, J., Mosk, J., and J. Belcher, Deputy Clerk.

Each of the following:

B152479 People v. Perez  
B152881 People v. Dalton  
B150790 People v. Lott

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B150741     People  
              v.  
              David Spry

Merits:

Argued by Debra Fischl for appellant and by Susan Sullivan-Pithey, deputy attorney general, for respondent. Cause submitted.

Court recessed at 11:20 A.M.

Court reconvened at 1:05 P.M.

Present: Turner, P.J., Armstrong, J., Mosk, J., and J. Belcher, Deputy Clerk.

B147769     David Golonski  
              v.  
              Robert Etter

Merits:

Argued by John Roger Blanchard for appellant and by Richard R. Terzian for respondent. Cause submitted.

B149032     Jorge Carreon et al.  
              v.  
              AHM SMC, Inc.

Merits:

Argued by Thomas P. Carter for appellants and by Ron S. Kaufman for respondent. Cause submitted.

Court recessed at 1:45 P.M.

B146897     Garden Gate, Inc.  
              v.  
              Gerald M. Siegel, et al.

Filed order denying petition for rehearing.

## DIVISION EIGHT

B151158 People (Not for Publication)  
v.  
Estevez

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.  
Boland, J.

B150783 People (Not for Publication)  
v.  
Patton

The judgment is reversed with direction to the trial court to conduct an in camera hearing as to Deputy Hardy. If the hearing reveals no discoverable information in Deputy Hardy's Personnel file which would lead to admissible evidence helpful to appellant's defense, the trial court is directed to reinstate the original judgment and sentence. If the camera hearing reveals discoverable information as to Deputy Hardy, then the trial court is directed to grant the requested discovery and order a new trial.

Boland, J.

We concur: Cooper, P.J.  
Rubin, J.

[illegible]

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.  
Rubin, J.

May 7, 2002-Continued

## DIVISION EIGHT (Continued)

B151897 People (Not for Publication)  
v.  
Winn

The judgment is reversed.

Boland, J.

We concur: Cooper, P.J.  
Rubin, J.